

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In ~~re~~ PATENT APPLICATION of

**BRIGHT et al.**

Application No.: 09/405,839

Filed: September 27, 1999

FOR: IMPROVED PLANT GERM PLASM

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Group Art Unit: 1636

Examiner: L. Nguyen

#14 / K.T. 10/1/01

July 30, 2001

SUPPL

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**SUPPLEMENTAL AMENDMENT**

Hon. Commissioner of Patents  
Washington, D.C. 20231

Sir:

Responsive to the Office Action dated February 13, 2001, kindly consider and enter the following amendments and remarks supplemental to the amendment filed July 13, 2001. The instant supplemental amendment is hereby filed in lieu of the response filed July 26, 2001.

**IN THE CLAIMS:**

Please cancel claims 26, 29-37 and 53-75 without prejudice or disclaimer.

Kindly enter the following amended claims.

39. (Twice Amended) An expression system functional in a plant comprising:
- (a) an inducible promoter sequence responsive to the presence or absence of an exogenous chemical inducer;